





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

David RICKS, et al.

Group Art Unit: 2193

Serial No.: 09/933,004

Examiner: Tan V. Mai

Filed: August 21, 2001

For: SYSTEM AND METHOD FOR ADAPTIVE FILTERING

SUBMISSION REQUIRED WITH REQUEST FOR CONTINUED EXAMINATION (RCE) PURSUANT TO 37 C.F.R. 1.114

U.S. Patent and Trademark Office Customer Service Window, Mail Stop RCE Randolph Building 401 Dulany Street Alexandria, VA 22314

Sir:

In accordance with the requirements of 37 C.F.R. §§ 1.56, 1.97-1.98 and MPEP § 609, the references noted on the attached form PTO-1449 are hereby brought to the attention of the Examiner.

No additional fees are believed to be necessary since the references cited in this statement are being submitted with a Request for Continued Examination (RCE) and the fee associated with the RCE filing. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire

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pendency of this application, or to credit any overpayment, to Deposit Account No. 501458.

A duplicate copy of this letter is submitted herewith for that purpose.

Each reference disclosed with this RCE was originally disclosed to the Patent and Trademark Office between February 27, 2002 and March 19, 2002. While conducting a review of the file in January 2006 (this month) prior to paying the issue fee, it was discovered that neither submission had been added to the file wrapper in this case.

The above information is presented so that the United States Patent and Trademark

Office may, in the first instance, determine any materiality thereof to the claimed invention.

See 37 C.F.R. §§ 1.104(a) conferring the PTO duty to consider and use any such information.

It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

Respectfully submitted,

Data

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36609/206786 Doc. No. 9112673